



UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

CW

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
09/400,769	09/22/99	HELMERHORST	E 28594/35007A

HM12/0413
MICHAEL F BORUN ESQ
MARSHALL O'TOOLE GERSTEIN MURRAY & BORUN
6300 SEARS TOWER
233 SOUTH WACKER DRIVE
CHICAGO IL 60606-6402

EXAMINER

ROBINSON, H

ART UNIT	PAPER NUMBER
----------	--------------

1653

11

DATE MAILED:

04/13/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

EXAMINER

ART UNIT	PAPER //
----------	----------

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

The amendment filed on February 16, 2001 in Paper No: 10 is considered to be non-responsive (MPEP 821.03). It is noted that applicant elected for examination Group II (claims 5-19) which was previously elected in Paper No: 8. However, the Restriction Requirement mailed June 28, 2000 was vacated in lieu of the Office Action submitted in Paper No: 9 which required an election of species generic to the claimed invention. Applicant's response did not elect a specie for examination and is therefore non-responsive. It is noted that applicant amended claim 1, therefore Groups I and II will be rejoined. However, as indicated in the prior office action, an election of species as it pertains to claims 1-4 and 5-19 is required for the reasons stated on the record. Since the above-mentioned amendment appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD OF ONE (1) MONTH OR THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(A) ARE AVAILABLE.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hope Robinson whose telephone number is 703-308-6231. The examiner can normally be reached on Monday-Friday from 9:00 am to 5:30 pm (EST). If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christopher S.F. Low, can be reached at 703-308-2923.

Any inquires of a general nature relating to this application should be directed to the Group Receptionist whose telephone number is 703-308-0196. Papers related to this application may be submitted by facsimile transmission. The official fax phone number for Technology Center 1600 is 703-308-4242. Please affix the examiner's name on a cover sheet attached to your communication should you choose to fax your response. The faxing of such papers must conform with the notice published in the Official Gazette, 1096 OG (November 15, 1989).

Hope Robinson, MS
Patent Examiner

KAREN COCHRANE CARLSON, PH.D
PRIMARY EXAMINER